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NOTICE OF ALLOWANCE AND ISSUE FEE DUE

31M1/1209

BOBBY D LUCKY SR
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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
08/629, 104	04/08/96	025	MORANO IV, S	3103 12/09/96
First Name: LUCKY, Applicant	BOBBY D.		SR	

TITLE OF NOW AND ICE MELTING DEVICE
INVENTION

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEES DUE	DATE DUE
3 95-1030.03	104-279.000	H24	UTILITY	YES	\$645.00	03/10/97

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT.
PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

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III. All communications regarding this application must give application number and batch number. Please direct all communication prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
10/21/96	LUCKY	B	95-1030.03

31M1/1209

EXAMINER

MORANO IV, S

ART UNIT	PAPER NUMBER
3103	7B

DATE MAILED:

12/09/96

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

B

Notice of Allowability

Application No. 08/629,104	Applicant(s) Lucky Sr.
Examiner S. Joseph Morano	Group Art Unit 3103

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

This communication is responsive to amendment filed 11/13/96

The allowed claim(s) is/are 29-53

The drawings filed on _____ are acceptable.

Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

All Some* None of the CERTIFIED copies of the priority documents have been
 received.
 received in Application No. (Series Code/Serial Number) _____
 received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.

Applicant MUST submit NEW FORMAL DRAWINGS

because the originally filed drawings were declared by applicant to be informal.

including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. 2.

including changes required by the proposed drawing correction filed on _____, which has been approved by the examiner.

including changes required by the attached Examiner's Amendment/Comment.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

Notice of References Cited, PTO-892

Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

Notice of Draftsperson's Patent Drawing Review, PTO-948

Notice of Informal Patent Application, PTO-152

Interview Summary, PTO-413

Examiner's Amendment/Comment

Examiner's Comment Regarding Requirement for Deposit of Biological Material

Examiner's Statement of Reasons for Allowance

Art Unit: 3103

1. An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 C.F.R. § 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

Authorization for this Examiner's Amendment was given in a telephone interview with Frank M. Caprio on 12/6/96.

- 1) On page 5 of the amendment filed 11/13/96, the insert to page 39 line 10 has been deleted in its entirety.
- 2) On page 6 of the amendment filed 11/13/96, "from a train station...track itself" has been deleted from the insert to page 42 line 15.
- 3) On lines 3-5 of claim 53, "from a train station...track itself" has been deleted.
- 4) Claim 54 has been canceled.
- 5) At the end of page 28, the following new paragraph has been added: --Figure 7 is a block diagram illustrating the power and hydraulic components of the snow and ice melting device--
- 6) The drawings have been ~~amendment~~^{ed} to include missing reference numerals still present in the specification, and to include new figure 7 which shows elements claimed but not illustrated (see approved drawing corrections).

Serial Number: 08/629,104

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Art Unit: 3103

2. Any inquiry concerning this communication should be directed to S. Joseph Morano at telephone number (703) 308-0230. Primary examiner Morano can normally be reached Monday through Thursday, 6:30am-5:00pm EST.

Informal faxes (drafts, proposals) should be sent to (703) 308-2571, while *formal* faxes for which entry is desired should be sent to (703) 305-7687.

sjm

December 6, 1996

Forward
12/6/96

S. J. M.

S. JOSEPH MORANO
PRIMARY EXAMINER
GROUP 3100